IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 20TH JULY 2007 / 29TH ASHADHA 1929

WP(C).No. 659 of 2007(C)
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PETITIONER:
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K.V.SUNDARAN, KEEZHALATH HOUSE,
ATHOLI P.O., KOZHIKODE DISTRICT.

BY ADV. SRI.P.K.SURESH KUMAR

RESPONDENTS:
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1. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES, KOZHIKODE.

2. THE KERALA STATE CO-OPERATIVE BANK LIMITED, REPRESENTED BY ITS DEPUTY GENERAL MANAGER, KOZHIKODE REGIONAL OFFICE, M.M.ALI ROAD, KOZHIKODE-2.

BY ADV. SRI.V.G.ARUN
ADV.SRI.NAGARAJ NARAYANAN
GOVT. PLEADER SMT.ANU SIVARAMAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 20/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1 TRUE COPY OF PROCEEDINGS DTD. 24-11-05 OF R2

EXT.P2 TRUE COPY OF THE ORDER DTD. 18-12-06 ISSUED BY R1

/True Copy/

PA to Judge.

**K.M.JOSEPH, J.**

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**W.P.(C).No. 659 OF 2007**

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Dated this the 20th day of July,2007

**JUDGMENT**

Petitioner availed a loan which is not repaid. Recovery steps were taken. Petitioner relies on Ext.P2 to claim the benefit of one time settlement.

2. I heard counsel for the respondents also. Having regard to all facts, the writ petition is disposed of as follows:

A statement will be served on the petitioner by the second respondent within two weeks from today showing the amount payable by the petitioner and fixing the amount of instalments on the basis that petitioner has to pay the amount due with interest in 7 equal monthly instalments. Petitioner is permitted to pay off the entire amounts in 7 equal monthly intalemnts, the first of which shall be payable on or before 23/08/2007. Petitioner is to pay the remaining instalments on or before the 23rd of every succeeding months. If the petitioner does not pay any of the instalments as aforesaid, it is open to the respondents to proceed against the petitioner in accordance with law. If the petitioner continues to pay of the instalments, proceedings will not be enforced against him.

**(K.M.JOSEPH, JUDGE)**

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